IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 442 OF 2005

Somnath S/o.Panchgopal Ghosh. ... Appellant.
Versus.
M/s.Shraddha Enterprises. ... Respondents.

Shri A.M.Saraogi for the Appellant.
Shri A.Y.Sakhare with Shri Anil Singh with Shri D.R.Shah for the Respondents.

CORAM : ABHAY S. OKA, J.

DATED : 3rd May, 2005.

P.C.:

1. Heard the learned Counsel appearing for the parties. Shri Sakhare, learned Senior Counsel appearing for the Respondents on instructions from Shri Surendra Danji Shah, a partner of M/s.Shraddha Enterprises, stated that the Respondents will follow due process of law for evicting the Appellant from the suit premises. The statement is accepted. In view of this statement, Shri Sakhare states that he will withdraw the Appeal and S.C.Suit No.480 of 2005.

2. Accordingly Appeal from Order is dismissed as withdrawn. The Appellant will make a formal application for withdrawal of the suit and the learned trial Judge will pass necessary order accordingly.

3. The parties to act on authenticated copy of this order.

Judge.